

(Counsel of record listed on next page)

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

BROCADE COMMUNICATIONS SYSTEMS,  
INC., a Delaware corporation, and FOUNDRY  
NETWORKS, LLC, a Delaware limited liability  
company,

Plaintiffs,

v.

A10 NETWORKS, INC., a California corporation;  
LEE CHEN, an individual; RAJKUMAR JALAN;  
an individual; RON SZETO, an individual; DAVID  
CHEUNG, an individual; LIANG HAN, an  
individual; and STEVE HWANG, an individual,

Defendants.

A10 NETWORKS, INC., a California corporation,

Counterclaimant,

v.

BROCADE COMMUNICATIONS SYSTEMS,  
INC., a Delaware corporation; and FOUNDRY  
NETWORKS, LLC, a Delaware limited liability  
company,

Counterclaim-Defendants.

Case No. 10-cv-03428 LHK

**[PROPOSED] STIPULATION  
REGARDING PARTIES'  
PROPOSED CLAIM  
CONSTRUCTIONS**

**[PROPOSED] STIPULATION RE PARTIES'  
PROPOSED CLAIM CONSTRUCTIONS**

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1                   **IT IS HEREBY STIPULATED** by and among Plaintiffs/Counterclaim-Defendants  
 2 Brocade Communications Systems, Inc. and Foundry Networks, LLC (“Brocade”) and  
 3 Defendant-Counterclaimant A10 Networks, Inc. and Individual Defendants Lee Chen and  
 4 Rajkumar Jalan (“A10”) (collectively, “the Parties”):

5           To facilitate the Court’s construction of the disputed claim language from the asserted  
 6 claims of both the Brocade asserted patents and A10 asserted patent, the Parties make the  
 7 following stipulations:

- 8           1.       Regarding Term 2 (“transmitting ... redundancy control packets for flooding  
 9                   throughout the Layer 2 network”), from Brocade’s U.S. Patent No. 7,558,195, the  
 10                  Parties agree that the words “transmitting ... redundancy control” do not need any  
 11                  interpretation by the Court. Accordingly, the Court will only construe the  
 12                  remaining language of Term 2 in dispute, namely, “packets for flooding  
 13                  throughout the Layer 2 network.”
- 14           2.       Regarding Term 7 (“switched virtual connection” / “switched virtual connection  
 15                   (SVC)”), from A10’s ’185 Patent, the Parties agree that “switched” means  
 16                  “dynamically established.” Accordingly, the Court will only construe the words  
 17                  “virtual connection” / “virtual connection (SVC)” of Term 7.
- 18           3.       Regarding Term 8 (“a couple message containing the virtual channel connections  
 19                   for the first mobile terminal”), from A10’s ’185 Patent, the Parties agree that the  
 20                  “couple message” is a “control message.” Accordingly, the Court will only  
 21                  construe the words “containing the virtual channel connections for the first mobile  
 22                  terminal” of Term 8.
- 23           4.       Regarding Term 9 (“a complete message containing the altered virtual channel  
 24                   connections for the first mobile terminal”), from A10’s ’185 Patent, the Parties  
 25                  agree that the “complete message” is a “control message.” Accordingly, the  
 26                  Court will only construe the words “containing the altered virtual channel  
 27                  connections for the first mobile terminal” of Term 9.

1           5.       Regarding Term 10 (“a connection message containing virtual channel  
2                   connections for the first mobile terminal”), from A10’s ’185 Patent, the Parties  
3                   agree that the “connection message” is a “control message.” Accordingly, the  
4                   Court will only construe the words “containing virtual channel connections for the  
5                   first mobile terminal” of Term 10.

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7                   **IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.**  
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9           Dated: December 16, 2011

ORRICK, HERRINGTON & SUTCLIFFE LLP

11                   /s/ Fabio E. Marino

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13                   Attorneys for Plaintiffs and Counterclaim Defendants  
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15                   AND FOUNDRY NETWORKS, LLC

16           Dated: December 16, 2011

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